Amendment of section 3 of Bom. III of 1909.

2. In sub-section (2) of section 3 of the Prince of Wales Museum Act, 1909,[1] hereinafter called the said Act— Bom. Act III of 1909.

(*a*) for clause (*a*) the following shall be substituted, namely :—

" (*a*) the Director of Industries for the Presidency of Bombay ";

(*b*) in clause (*e*) for the words ' open vote and ' the word ' ballot ' shall be substituted ;

(*c*) for clause (*f*) the following clause shall be substituted, namely :—

" (*f*) three other persons be nominated by the Government ";

(*d*) after clause (*f*) the following clauses shall be inserted, namely :—

[*Supra*, page .]

New sections 3-A, 3-B, and 3-C of Bom. III of 1909.

3. After section 3 of the said Act, the following sections shall be inserted, namely :—

[*Supra*, page .]

Amendment of section 5 of Bom. III of 1909.

4. In sub-section (*1*) of section 5 of the said Act for the words " Governor of Bombay in Council " the word " Government " shall be substituted.

Amendment of section 8 of Bom. III of 1909.

5. In sub-section (*1*) of section 8 of the said Act, for the words " within the period sanctioned " the following words shall be substituted, namely :—

[*Supra*, page .]

BOMBAY ACT No. XIII OF 1922.[2]

[THE PREVENTION OF CRUELTY TO ANIMALS (BOMBAY AMENDMENT) ACT, 1922.]

[*28th December, 1922.*]

An Act further to amend the Prevention of Cruelty to Animals Act, 1890.

WHEREAS it is expedient further to amend the [3]Prevention of Cruelty to Animals Act, 1890, in its application to the Presidency of Bombay in manner hereinafter appearing; It is hereby enacted as follows :— XI of 1890.

Short title.

1. This Act may be called the Prevention of Cruelty to Animals (Bombay Amendment) Act, 1922.

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[1] *Supra.*

[2] For Statement of Objects and Reasons, *see* Bombay Government Gazette, 1921, Part V, page 82, and for Report of Select Committee, *see ibid*, 1922, Part V, page 147.

[3] General Acts, Volume IV.

2. In section 3 of the Prevention of Cruelty to Animals Act, 1890, hereinafter called "the said Act", Amendment of section 3 of XI of 1890.

(*a*) the words "in any street or in any other place, whether open or closed, to which the public have access, or within sight of any person in any street or in any such other place" shall be repealed, and

(*b*) after clause (*c*) the following two clauses shall be added, namely :—

"or (*d*) in any area to which this clause is by special notification as aforesaid extended, without sufficient excuse neglects to supply any animal under his control with sufficient food or drink; or

(*e*) in any area to which this clause is by special notification as aforesaid extended, without sufficient excuse abandons or turns loose any animal without making due provision for its sustenance."

3. For section 6 of the said Act the following section shall be substituted, namely :— Amendment of section 6 of XI of 1890.

"6. (*1*) If any person employs in any work or labour any animal which by reason of any disease, infirmity, wound, sore or other cause is unfit to be so employed, or permits any such unfit animal in his possession or under his control to be so employed, he shall be punished with fine which may extend to one hundred rupees. Penalty for employing animal unfit for labour.

(*2*) The Local Government may, by general or special order, appoint places to be infirmaries for the treatment and care of animals in respect of which offences against sub-section (*1*) have been committed.

(*3*) The Magistrate before whom a prosecution for such an offence has been instituted may direct that the animal in respect of which the offence is alleged or proved to have been committed shall be sent for treatment and care to an infirmary and be there detained until, except as provided for in sub-section (*4*), it is in his opinion or in the opinion of some other Magistrate, again fit for the work or labour on which it has been ordinarily employed. If however the Magistrate decides that the animal will never again be fit he may direct that it shall be destroyed or sent to a pinjrapole.

(*4*) Within any specified area the Local Government may, when any animal has been sent to an infirmary under sub-section (*3*), authorize any veterinary officer to issue a certificate that in his opinion such animal is fit for the work or labour on which it has been ordinarily employed and such animal shall no the released from detention unless and until such certificate shall have

been issued or the Magistrate directs that it shall be destroyed or sent to a pinjrapole.

(5) The cost of the transport to the infirmary and the treatment, feeding and watering of the animal in the infirmary shall be payable by the owner of the animal according to such scale of rates as the District Magistrate or, in the case of an infirmary in a Presidency town, the Commissioner of Police may from time to time prescribe.

(6) If the owner refuses or neglects to pay such cost and to remove the animal within such time as a Magistrate may prescribe, the Magistrate may direct that the animal be sold and that the proceeds of the sale be applied to the payment of such cost.

(7) The surplus, if any, of the proceeds of the sale shall, on application made by the owner within two months after the date of the sale, be paid to him.

(8) If the cost incurred under sub-section (5) shall exceed the proceeds of the sale, the excess to such extent as shall seem reasonable shall be recoverable from the owner as a fine on the order of the Magistrate, provided that no such order shall be made without the owner being given a reasonable opportunity of urging his objections, if any, before the Magistrate.

BOMBAY ACT No. XIV OF 1922.[1]

[THE BOMBAY COTTON CONTRACTS ACT, 1922.]

[*28th December, 1922.*]

An Act to provide for the regulation and control of transactions in cotton in Bombay.

WHEREAS it is expedient to provide for the regulation and control of transactions in cotton in Bombay; AND WHEREAS the previous sanction of the Governor General required by sub-section (3) of section 80-A of the Government of India Act has been obtained for the passing of this Act; It is hereby enacted as follows:— 5 & 6 Geo. 5, c. 51.

Short title and duration.

1. (1) This Act may be called the Bombay Cotton Contracts Act, 1922.

(2) It shall remain in force for three years and for such period thereafter as the Governor in Council may by notification direct.

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[1] For Statement of Objects and Reasons, *see* Bombay Government Gazette, 1922, Part V, page 94, and for Report of Select Committee, *see ibid*, 1922, Part V, page 155.